05/23/2006 10:00

18015727666

RADER FISHMAN

MAY 2 3 2006

PAGE 01/04



Worldwide Intellectual Property Matters • Patents • Trademarks
Litigation • Copyrights • U.S. and Foreign Portfolio Management
Computer and Internet Law • Trade Secrets • Unfair Competition

To:	Examiner Janet Marie Wilkens	From: Steven L. Nichols			
Fax:	571-273-8300	Pages: 4 (Including Coversheet)			
Phone:		Date: May 23, 2006			
Re: Application No.: 10/635,362					
🛮 Urgent 🔻 For Review 🔲 Please Comment 🖾 Please Reply 🔲 Please Recycle					

This message is intended only for the use of the individual or entity to which it is addressed and may contain information that is privileged, confidential, and exempt from disclosure under applicable laws. If the reader of this message is not the intended recipient or the employee or agent responsible for delivering the message to the intended recipient, you are hereby notified that any dissemination, distribution, or copying of this communication is strictly prohibited. If you have receive this communication in error, please notify us immediately by telephone and return original message to us at the above address via U.S. Postal Service.

Thank you.

Transmitted, herewith, are the following documents:

- 1. Facsimile coversheet (1 page)
- 2. Notice of Appeal from the Examiner to the Board of Patent Appeals and Interferences (1 page)
- Duplicate Copy of Notice of Appeal from the Examiner to the Board of Patent Appeals and Interferences (1 page)
- 4. Certificate of Transmission (1 page)

MAY 2 3 2006

PTO/SB/31 (04-05)
Approved for use through 07/31/2006, OMB 0651-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to rest	TOND 10 B CONECTION	to a collection of information unless it baptays a valid olivis control number.				
NOTICE OF APPEAL FROM THE EXAMINER	то	Dacket Number (Optional)				
THE BOARD OF PATENT APPEALS AND INTERFE		40055-0001				
I hereby certify that this correspondence is being facsimile transmitted	in re Applica	lon of				
I to the USPTO or deposited with the United States Postal Service with	1,1,0,1	Rob Falke				
sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-	Application N	lumber	Filed			
1450* [37 CFR 1.8(a)] May 23, 2006	<u> </u>	0/635,362	August 5, 2003			
On	For Met	For Method and Apparatus for Storing and Preserving Writings and Memoranda				
Signature	Art Unit	Exa	aminer			
Typed or printed Jeffrey K. Riddle	3637		WILKENS, Janet Marie			
name						
Applicant hereby appeals to the Board of Patent Appeals and Interferences from the last decision of the examiner.						
The fee for this Notice of Appeal is (37 CFR 41.20(b)(1))		<u>\$ 250.00</u>				
The lee for this Notice of Appear is (v. c. 14 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1	•					
Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee shown above is reduced						
by half, and the resulting fee is:	by half, and the resulting fee is:					
A check in the amount of the fee is enclosed.						
Payment by credit card. Form PTO-2038 is attached.						
The Director has already been authorized to charge fees in this application to a Deposit Account.  I have enclosed a duplicate copy of this sheet.						
The Director is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No I have enclosed a duplicate copy of this sheet.						
A petition for an extension of time under 37 CFR 1.136(a) (PTO/S	A petition for an extension of time under 37 CFR 1.136(a) (PTO/SB/Z2) is enclosed.					
WARNING: Information on this form may become public. Credit card Information should not be included on this form. Provide credit card information and authorization on PTO-2038.						
I am the						
applicant/inventor.		Sign	gnature			
essignee of record of the entire interest.		Steven L. Nichols				
See 37 CFR 3.71. Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96)		Typed or printed name				
attorney or agent of record.		(801) 572-8066				
Registration number 40326	<u> </u>	Teleph	one number			
attorney or agent acting under 37 CFR 1.34.		May 23, 2006				
Registration number if acting under 37 CFR 1.34.		Date				
NOTE: Signatures of all the Inventors or assignees of record of the entire interest or their representative(s) are required.						
Submit multiple forms if more than one eignature is required, see below*.						

This collection of information is required by 37 CFR 41.31. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11, 1.14 and 41.6. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need essistance in completing the form, cell 1-800-PTO-9199 and select option 2.

05/24/2006 STEUMEL1 00000032 180013

10635362

forms are submitted.

01 FC:2401

250.00 DA

\*Total of \_

Application No.: 10/635,362

Attorney Docket No.: 40055-0001

## **Certificate of Transmission**

I hereby certify that this correspondence is being facsimile transmitted to the USPTO via the central facsimile number, (571) 273-8300.

on May 23, 2006
Date

Signature

Jeffrey K. Riddle

Typed or printed name of person signing Certificate

Transmitted, herewith, are the following documents:

- 1. Facsimile coversheet (1 page)
- 2. Notice of Appeal from the Examiner to the Board of Patent Appeals and Interferences (1 page)
- 3. Duplicate Copy of Notice of Appeal from the Examiner to the Board of Patent Appeals and Interferences (1 page)
- 4. Certificate of Transmission (1 page)